



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Indu Parikh *et al.*

) Examiner: Wehbe, Anne Marie Sabrina

Serial No.: 10/029,551

) Art Unit: 1632

Filed: December 20, 2001

)

Title: Treatment For Diabetes

) **RESPONSE TO RESTRICTION**

) **REQUIREMENT**

)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Restriction Requirement mailed July 12, 2004, the deadline for responding having been extended by the attached Petition for Extension of Time and the requisite fee. Please amend the above-identified application as follows:

Restriction Requirement begins on page 2 of this paper

Response to Restriction Requirement begins on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks begin on page 8 of this paper.

Conclusion begins on page 9 of this paper.

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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09/13/04
(Date of Deposit)

(Signature)

(Printed Name)

Restriction Requirement:

The Examiner has required restriction to one of the following patentably distinct species of gastrin/CCK receptor ligand:

- a: gastrin
- b: cholecystokinin

and one of the following patentably distinct species of EGF receptor ligand:

- c: TGF- α
- d: EGF1-53
- e: EGF1-48
- f: EGF1-47 congener of EGF1-48
- g: EGF1-49 congener of EGF1-48

1. Response to Restriction Requirement.

Applicants hereby elect gastrin and EGF1-53 (a and d) without traverse. Claims 1-3, 19-24, 28-34 and 38 are generic and read on the elected subject matter. New claims 39-44 also read on the elected subject matter.